

From: [Melvin, Karen](#)
To: [Belke, Jim](#); [Tulis, Dana](#); [Wright, Dave](#); [Stanton, Larry](#); [Irizarry, Gilberto](#); [Matlock, Dennis](#); [Burns, Francis](#); [Lee, Eugene](#); [Ferrell, Mark](#); [Jennings, Kim](#); [Matthiessen, Craig](#)
Cc: [Hodgkiss, Kathy](#)
Subject: RE: Facility Enforcement History
Date: Friday, January 10, 2014 2:40:14 PM

Thanks, Jim!

From: Belke, Jim
Sent: Friday, January 10, 2014 2:39 PM
To: Tulis, Dana; Wright, Dave; Stanton, Larry; Irizarry, Gilberto; Matlock, Dennis; Burns, Francis; Lee, Eugene; Ferrell, Mark; Jennings, Kim; Matthiessen, Craig; Melvin, Karen
Subject: RE: Facility Enforcement History
I checked this morning to see if either of these are RMP facilities and couldn't find them in the database. Unless both facilities have recently changed their name (i.e., originally filed under a different name or owner) or something like that, I don't believe they are RMP facilities. But their website says they have been around since the 1980s under current ownership, so it doesn't look like they are hiding in the RMP database under a different name.

From: Tulis, Dana
Sent: Friday, January 10, 2014 2:02 PM
To: Wright, Dave; Eoc, Epahq; Stanton, Larry; Irizarry, Gilberto; Matlock, Dennis; Burns, Francis; Lee, Eugene; Ferrell, Mark; Jennings, Kim; Matthiessen, Craig; Belke, Jim
Cc: Melvin, Karen
Subject: Re: Facility Enforcement History
Thanks all, adding in Kim, Craig and Jim per the RMP issue.

From: Wright, Dave
Sent: Friday, January 10, 2014 1:38:21 PM
To: Eoc, Epahq; Stanton, Larry; Irizarry, Gilberto; Matlock, Dennis; Burns, Francis; Tulis, Dana; Lee, Eugene; Ferrell, Mark
Cc: Melvin, Karen
Subject: FW: Facility Enforcement History
See below. Enforcement History. No RMP information at the moment.
David P. Wright, Director
Office of Preparedness and Response
Mid - Atlantic Region
United States Environmental Protection Agency (3HS30)
1650 Arch Street
Philadelphia, PA 19103
Office: 215-814-3207
Cell: 609-865-7957

From: Melvin, Karen
Sent: Friday, January 10, 2014 1:33 PM
To: Wright, Dave
Subject: FW: Enforcement history
Still trying to find someone to access the RMP database – that may have to wait until Monday

From: Dressel, Paul
Sent: Friday, January 10, 2014 1:30 PM
To: White, Terri-A; Capacasa, Jon
Cc: Hodgkiss, Kathy; Melvin, Karen; Beers, Samantha
Subject: RE: Enforcement history

I pulled ICIS for Freedom Industries – they are not listed specifically
Their Charleston Plant is listed in the system **ETOWAH River Terminal**

This facility has a minor water permit
CWA WVG610920 – no violations noted

And a Haz Waste ID

RCRA WVR000502559 – No violation noted

Their POCA Blending facility in Nitro WV – the subject of a multimedia inspection as part of the Region 3 Huntington WV initiative on 11/3 2009. Which included support from Region 4, Region 5 and NEIC. Poca was inspected by NEIC staff, for RCRA, SPCC, and Storm water.

- The facility was covered by a Multi sector general permit for Storm water, and was in compliance with the permit at that time.
- The facility has an RCRA ID #WVR000508473 – they were in compliance at the time of the inspection. – materials onsite were no-hazardous
- The inspectors had concerns that the facility did not have a SPCC plan and were storing oil onsite. At that time, the facility was not subject to the SPCC regulations, but the Regulations had been recently changed and the facility would become subject once the effective date of the changes passed.

Paul G. Dressel, Deputy Director
US EPA Region 3
Office of Enforcement, Compliance
and Environmental Justice
215-814-2154
dressel.paul@epa.gov

From: White, Terri-A
Sent: Friday, January 10, 2014 12:46 PM
To: Dressel, Paul; Capacasa, Jon
Cc: Hodgkiss, Kathy
Subject: FW: Enforcement history
Importance: High
Please see below and get back to me ASAP. Thanks!

From: Johnson, Alisha
Sent: Friday, January 10, 2014 12:30 PM
To: Garvin, Shawn; White, Terri-A
Cc: Conger, Nick; Hull, George
Subject: Enforcement history
Shawn and Terri,

For the enforcement questions we are getting here at HQ, we plan to say that we have not found any environmental violations for Freedom Industries and its two affiliate companies listed on its website – Etowah River Terminal and Poca Blending Company – in our records, going back five years. Additionally, we have not found any historical federal EPA violations for these companies.

Before sending though, I want to ensure that you all didn't find anything at the regional level. From what I understand from OECA, the one CWA permit that we have listed for the Etowah River Company is for a non-major facility, which is under the region's purview. Let me know if you all found something that is not in our national database.

Alisha Johnson
Deputy Associate Administrator
Office of External Affairs and Environmental Education

U.S. Environmental Protection Agency
202-564-4373 (o)
202-579-5538 (c)
johnson.alisha@epa.gov